



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia Department of Labor and Industry
<b>Virginia Administrative Code (VAC) citation</b>	16 VAC-25-175-1926.1002; 16 VAC 25-175-1926.1003; 16 VAC 25-175; 16 VAC 25-190-1928.51; 16 VAC 25-190-1928.52; 16 VAC 25-190-1928.53; and 16 VAC 25-190
<b>Regulation title</b>	Roll-over Protective Structures for the Construction Industry and the Agriculture Industry
<b>Action title</b>	Amendment to Roll-over Protective Structures for the Construction Industry and the Agriculture Industry
<b>Final agency action date</b>	March 7, 2006
<b>Document preparation date</b>	March 10, 2006

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 21 (02) and 58 (99).

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

OSHA rescinded its 1996 amendments which incorporated the national consensus standards regulating the testing of Roll-Over Protective Structures (ROPS) used to protect operators of wheel-type tractors and restores OSHA's originally developed standards. Minor non-substantive changes to improve readability and understanding were also added.

### Statement of final agency action

*Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.*

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On March 7, 2006, the Safety and Health Codes Board adopted federal OSHA's direct final rule for Roll-over Protective Structures, as published in 70 FR 76979 on December 29, 2005, with an effective date of June 15, 2006.

### Family impact

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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The amendments to this regulation have no impact on the institution of the family or family stability.

To access Roll-over Protective Structures for the Construction Industry and the Agriculture Industry, please refer to:

<http://a257.g.akamaitech.net/7/257/2422/01jan20051800/edocket.access.gpo.gov/2005/pdf/05-24462.pdf>